

**September 8, 2020**  
**Springfield, Missouri**

The City Council met in regular session September 8, 2020 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Ken McClure. A moment of silence was observed.

**Roll Call**

Present. Phyllis Ferguson\*, Jan Fisk\*, Craig Hosmer, Richard Ollis\*, Andrew Lear\*, Abe McGull, Matthew Simpson\*, Mike Schilling\*, and Ken McClure. Absent. None.

\*Members attending via videoconference.

**Minutes**

The minutes of August 24, 2020 City Council meeting, and August 27 and 28, 2020 Special City Council meetings were approved as presented.

**Consent Agenda**

The Consent Agenda was approved as presented.

**CEREMONIAL MATTERS**

**City Manager Report**

Jason Gage, City Manager, discussed U.S. Federal Judge Doug Harpool recent denial of the request by Kristi Fulnecky, on behalf of client Rachel Shelton, for a temporary restraining order (TRO) against the City of Springfield's face covering requirement. He noted a copy of Judge Harpool's order denying the TRO has been provided to each member of City Council. Mr. Gage reported City has filed a motion to dismiss the case, and we are waiting for Ms. Fulnecky to reply. Once she files a reply, we will submit a response and request the motion to dismiss be set for a hearing.

Mr. Gage addressed the public engagement process for the Grant Avenue Parkway project continues this week. He noted on Wednesday evening from 6-7 p.m., the City will host a virtual visioning workshop with the neighbors from West Central. Those wishing to participate may do so by visiting [grantavenueparkway.com](http://grantavenueparkway.com). He added additional public engagement activities and the online survey are provided online as well.

Mr. Gage noted Brad Segal, President of Progressive Urban Management Associates, will be returning to Springfield on September 15, 2020 to present "Global Trends," for an online talk taking place at 6:30 p.m., which will highlight the opportunities arising from converging shifts in demographics, lifestyles, as well as disruptive forces (i.e. COVID-19) that are shaping our cities and downtown areas. He reported Mr. Segal, who has been a frequent visitor and consultant for downtown Springfield issues over the years, will be joined by Tim Rosenbury, City's Director of Quality of Place Initiatives, to share his perspective and mission on placemaking.

Mr. Gage explained the City, as part of The Community Remembrance Coalition, was asked by the NAACP and the Black Archives in Kansas City to co-host a ceremony on Park Central Square at 1:00 p.m., Saturday, September 19, 2020 to memorialize the 1906 lynchings of Horace Duncan, Fred Coker and Will Allen. He noted last year the

City held a ceremony with the national Equal Justice Initiative to install a marker on the southeast corner of the Square.

Mr. Gage noted at the upcoming September 19, 2020 event, we will collect soil samples from the site and fill glass jars with the names of the men. These jars will be taken to the Black Archives in Kansas City for the statewide exhibit. He noted the public is encouraged to tune in to the live stream of this event on the City's website at [springfieldmo.gov](http://springfieldmo.gov).

## **Public Health Director Report**

Clay Goddard, Springfield/Greene County Health Department Director, noted approximately 478 new COVID-19 cases have been added over the past holiday weekend within Greene County, which brings the total number of COVID-19 cases to 4,226. He added 2,046 of the 4,226-total number of cases are currently active.

Mr. Goddard explained this is the City's second week working with Maximus Federal Services, who is contracting with the City for contact tracing for the COVID-19 pandemic response within Greene County, which he noted is going well. However, he reminded everyone there have been recent reports about scams pertaining to contact tracing efforts across the Country and stated the City or Maximus will never request any financial information or social security information from citizens. He added if anyone has been contacted or has any questions or concerns, to contact the Health Department at 417-874-1211.

Mr. Goddard expressed his deepest sympathy regarding two additional deaths related to the COVID-19 pandemic within Greene County. He noted there has been a total of 39 deaths within Greene County related to COVID-19 at this time.

Mr. Goddard explained a recent report from the White House Coronavirus Task Force has been released dated August 30, 2020 deeming Missouri as a "Red Zone" regarding COVID-19 at this time. He reported the Health Department has not seen any information pertaining to bars being a direct factor in spreading the COVID-19 disease at this time; however, Mr. Goddard noted the Health Department will continue to monitor the issue of the COVID-19 pandemic within Greene County, as well as the surrounding counties and region since Greene County is a major medical hub for the area.

Mr. Goddard added additional efforts may be needed regarding the COVID-19 response efforts within the community and State in the future, such as a state-wide or regional masking ordinance being needed to help mitigate the spread of COVID-19 and asked for City Council's continued support. He thanked City Council for their dedicated service to the City and Community.

Mr. Goddard noted COVID-19 is real and people need to use all resources to mitigate the disease, such as washing your hands, wearing a mask, and watching your distance.

Mayor McClure noted he received a copy of the White House Coronavirus Task Force report dated August 30, 2020 naming Missouri as a "red zone". Mayor McClure asked which counties within our region are of concern as a "red zone" at this time.

Mr. Goddard noted the counties of Greene and Taney are being deemed as “red zones” within the State; however, the counties, such as Polk, Webster, Christian, and Stone, are nearing also being deemed as “red zones” if COVID-19 rates keep increasing.

Councilman Simpson asked for clarification on the importance of masking, since there have been numerous concerns expressed from local citizens about anti-masking.

Mr. Goddard reported the recent White House Coronavirus Task Force report has recommended a State-wide masking requirement; however, Mike Parsons, Missouri Governor, has not imposed one at this time. He reiterated masking is only one tool to help mitigate COVID-19, but also frequent hygiene efforts, such as washing your hands, utilizing hand sanitizer, not touching your face, and distancing ones self when in public by at least 6-feet from others will also help reduce or prevent the spread of COVID-19. Mr. Goddard added it has been approximately 6 months since the COVID-19 pandemic began. He stated he believes a State-wide masking mandate is needed to help prevent the spread of COVID-19, masking helps protect the individual wearing the mask, as well as the individuals he or she may encounter while out in a public setting.

Councilman Simpson asked for clarification pertaining to the impact of mortality factors and COVID-19. Mr. Goddard explained the greatest population at risk for COVID-19 are those who are elderly (i.e. above age 60), have compromised immune systems, such as from cancer or illness, obesity, diabetes, and those with respiratory issues, such as COPD and asthma. He discussed if these at risk individuals are exposed and get COVID-19, there is a greater chance of major medical issues being needed for treatment and care, such as needing a ventilator or being admitted to a hospital Intensive Care Unit due to his/her pre-existing health conditions. Mr. Goddard noted most of the individuals who have passed away from COVID-19 within the Community were elderly and had pre-existing health conditions.

Councilman Hosmer asked if the City has received a response from Governor Parsons’s office or the Missouri Department of Health regarding the City’s letter encouraging State-wide masking requirements. Mr. Goddard noted no response has been received to his knowledge at this time.

Councilman Hosmer asked for clarification on how many states currently have imposed masking regulations and where does the State rank pertaining to COVID-19 cases in the country.

Mr. Goddard noted the Missouri is currently ranked 10<sup>th</sup> within the country pertaining to COVID-19 cases. Mr. Goddard added Governor Parsons has publicly expressed he believes local and county jurisdictions should make their own mandates and regulations regarding the COVID-19 pandemic response efforts and does not believe the State should impose masking requirements. He noted if the State will not impose a masking requirement, he hopes a regional approach can be implemented to help prevent the spread of COVID-19 within the community and region.

Several of the City Council members thanked Mr. Goddard for the update and for the Health Department's dedicated service to the community.

**The following bills appeared on the agenda under Second Reading Bills.**

**Rezoning at 3503,  
3521, 3527, and 3535  
South Lone Pine  
Avenue**

Sponsor: Simpson. Council Bill 2020-187.

A general ordinance amending the Springfield Land Development Code, Section 36-306, 'Official zoning map and rules for interpretation,' by rezoning 4.2 acres of property, generally located at 3503, 3521, 3527, and 3535 South Lone Pine Avenue from R-SF, Single-family Residential, GR, General Retail, and LB, Limited Business District to Planned Development No. 374; and adopting an updated Official Zoning Map. (Planning and Zoning Commission and Staff recommend approval.) (By: Elevation Enterprises, LLC; 3503, 3521, 3527, and 3535 South Lone Pine Avenue; Planned Development 374.)

Mayor McClure noted public hearing was initially held on August 10, 2020 on the proposed and the public hearing was continued at the August 24, 2020 meeting. He added this bill was tabled at the August 24, 2020 meeting to tonight's meeting to allow City Council time to consider the additional public input provided this evening, as well as to allow staff time to review the process for a potential amendment.

Mayor McClure noted it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

Councilman Simpson noted the applicant has made some modifications to the proposed to help address some concerns expressed during the past two public hearings.

Councilman Simpson moved to amend Council Bill 2020-187 by: 1) striking the number "60" from Exhibit 1, Section G.2, and inserting the number "56" in its place, and 2) replacing Exhibits 2, 3, 4, 5, 6, and 9 in their entirety with new Exhibits 2, 3, 4, 5, 6, and 9 which are attached to the written copy of this motion on file with the City Clerk.

Councilman Ollis seconded the motion and it was discussed.

Mary Lilly Smith, Planning and Development Director, provided a brief overview of the proposed amendment. She briefly explained the bulk, plane area and height requirements, all other structures have a maximum height of 56-feet and shall remain below a forty-five (45) degree bulk plane where the property adjoins a residential single family (R-SF) or residential townhouse (R-TH) District, as well as replace in their with new Exhibits for 2, 3, 4, 5, 6, and 9. Ms. Smith outlined the following for the proposed amendments regarding building 2: 1) reduces the maximum height from 60-feet to 56-feet, 2) the garage level is removed, 3) height is reduced to 49-feet at the northern end and 53-feet at the southern end, 4) the number of floors is reduced from five to four, and 5) the amount of grading required is reduced. Regarding the parking, Ms. Smith outlined the proposed amendments noting there are 161 required spaces and 173

spaces are provided, there are four spaces provided in former garage drive, five spaces provided behind the Purple Shamrock building, and this requires the removal of eight existing trees and requires retaining wall not to exceed 8-feet. Ms. Smith explained the proposed amendments regarding the issue of open space and landscaping, and recreational space. She noted the open space provided will decrease from 36.9% to 35.35%. Ms. Smith noted the code requirement is 20%. She reported the corrected text on site plans to be consistent with Exhibit 1. Ms. Smith reviewed the landscaping requirements and the landscaping noted in the proposed. Ms. Smith noted the recreational space will be reduced from 20% (35,222 square feet) to 18% (33,076 square feet). Ms. Smith discussed the proposed is a mixed-use development with two new residential buildings and reuse of four existing buildings for nonresidential and mixed uses. She referred to the City's Comprehensive Plan and noted the proposed meets the recommendations of the Galloway Study, and City staff and the Planning and Zoning Commission (7/1) recommends approval.

Councilman Simpson asked for clarification on how the proposed amended height compares to existing area structures.

Ms. Smith noted for the west building, the maximum height would be 56-feet. She reviewed the heights of other buildings in Galloway Corridor. Ms. Smith noted the proposed is comparable to Galloway Greek.

Councilman Hosmer asked when the proposed amendment was sent to the City Council for review.

Ms. Smith noted she believed the proposed amendment was sent to the City Council last week for review.

Councilman Hosmer asked if there are any structures close to the park with the same height.

Ms. Smith noted the building structures are further south from the Sequiota Park area. She noted the proposed would be the largest structural development closest to the Sequiota Park area. She noted there is property further north that could be developed if rezoned in the future.

Councilman Hosmer expressed his opinion the proposed is a dense development and very close to Sequiota Park.

Ms. Smith expressed her belief the City wants to support development projects, which meet the City's guidelines and regulations, that are close to parks, trail areas and amenities. She noted these developments allow individuals to safely walk to destinations, as opposed to driving their vehicles.

Mayor McClure noted City staff sent the proposed amendment to the City Council last Wednesday for review.

Councilman McGull asked if the proposed amendment violates any of the City's requirements or Code regulations regarding the overall scale, density, or public safety.

Ms. Smith noted not if the planned development is approved by City Council, which will set the overall scale and density. She noted a planned development must be approved before any permits can be issued by the City.

Mayor McClure reminded City Council only the proposed amendment is being considered at this time.

Councilman McGull asked if the proposed amendment would help address some of the stormwater issues within the area.

Ms. Smith noted the proposed amendment would help address the issue of stormwater as it relates to downstream improvements. She noted the proposed is located at the bottom of a watershed area and the water will need to be able to continually flow downstream to prevent stormwater issues from occurring.

Councilman McGull asked if the City's traffic engineers have reviewed the proposed.

Ms. Smith answered affirmatively. She noted there will be some requirements relating to traffic that will be required to be addressed by the developer.

Councilman Hosmer asked if the proposed amendment is approved, would Council Bill 2020-187 go back to the Planning and Zoning Commission for their review.

Jan Millington, Deputy City Attorney, noted Council Bill 2020-187 would not need to go back to the Planning and Zoning Commission for their review if the proposed amendment is approved by City Council.

Mayor McClure noted, based on recent legal advice from Rhonda Lewsader, City Attorney, Council Bill 2020-187 would not be required to go back to the Planning and Zoning Commission for their review; however, the City Council may elect to refer a matter back to the Planning and Zoning Commission for further review.

There being no further questions or comments, Mayor McClure called for a roll call vote on the motion.

The motion was approved by the following roll call vote: Ayes: Lear, McGull, Simpson, Ferguson, Fisk, Ollis, and McClure. Nays: Schilling and Hosmer. Absent: None. Abstain: None.

Mayor McClure noted since the proposed amendment was approved, the public hearing regarding the amendment only will be carried over to the September 21, 2020 City Council Meeting.

An opportunity was given for citizens to express their views for the amendment only.

Mayor McClure noted based on City Council policy and the number of speakers, individuals will be allowed 3 minutes to express their views pertaining to the amendment only.

Justin Skinner spoke in support of the proposed. He expressed his belief the developer has listened to the various concerns raised and addressed those concerns expressed by the citizens. Mr. Skinner asked for City Council's support for the proposed.

Gail Fredrick spoke in opposition of the proposed. He noted he is an attorney and is representing some of the local property owners, who own property adjacent to the proposed. Mr. Fredrick explained he doesn't believe the proposed amendment addresses the concerns expressed by the citizens, such as the issue of density, increased traffic, stormwater concerns, Sequiota Park congestion, and changes to the overall character of the area. He asked for City Council to oppose the proposed.

Councilman Hosmer asked for clarification on the parties he is representing, and how many residents live in the area he is representing.

Mr. Fredrick noted he is representing Jerry Cook, Loren Cook, Brian Beckers, NN Land Development, LLC, and residents of All Saints 1<sup>st</sup> Addition, who have properties near and to the north and west of the proposed. He noted there are four full-time residents who reside in the All Saints 1<sup>st</sup> Addition.

Rick Wilson spoke in opposition of the proposed. He noted he is a surveyor with Wilson Surveying, and is representing some of the local residents. He expressed his opinion the proposed does not help address the concerns of the citizens, such as the issue of density, traffic issues, and stormwater runoff in and around the area of the proposed. He asked for City Council to oppose the proposed.

Charles Ewing spoke in opposition of the proposed. He discussed the issue of the tree canopy and voiced his opinion the loss of additional trees for the parking spaces required will greatly impact the area in and around the proposed. Mr. Ewing explained the City promotes tree preservation within the Community and these urban trees should be saved.

Tom O'Connell spoke in opposition of the proposed. He discussed tree preservation within the Community and the Galloway recommendations. Mr. O'Connell also referred to a recent rezoning case located on West Sunshine near Kansas Expressway, which he reported City Council did not approve. He asked for City Council to oppose the proposed.

Melanie Bach spoke in opposition of the proposed. She noted she is the President of the Galloway Village Neighborhood Association (GVNA). Ms. Bach expressed her belief the proposed is "too much, too little, and too late all at one time." She noted there are several inconsistencies regarding the calculations from the original to the proposed amended plan, such as the additional 5% open space in the amended plan, as well as the total site area calculations and questioned the proposed amendment. Ms.

Bach expressed her belief there have been to many exceptions granted. Ms. Bach expressed her opinion the proposed amendment does not address the concerns or issues expressed by the citizens. She asked for City Council oppose the proposed.

Dwayne Johnson spoke in opposition of the proposed. He expressed his opinion the proposed amendment has not really changed anything regarding the development and is a waste of time. He asked for City Council to oppose the proposed.

Jake Messer spoke in opposition of the proposed. He noted he is a resident in Galloway Village. He expressed his opinion the proposed amendment does not help solve the issue of density or the issue of stormwater. Mr. Messer asked for City Council to oppose the proposed.

Laramie Ellis spoke in opposition of the proposed. She expressed her belief the proposed amendment brings the proposed development further out of compliance, siting items such as the project grading. Ms. Ellis also noted she feels the proposed is not in compliance with the Galloway Policy. She asked for City Council to oppose the proposed.

Jane Earnhart spoke in support of the proposed. She noted she works for Olsson Associates and is the developer's representative. Ms. Earnhart noted Mary Lilly Smith, Planning and Development Director, did a good job at outlining the proposed amendment. She expressed her belief the proposed is a worthwhile project and asked for City Council's support for the proposed.

Wendy Huscher spoke in opposition of the proposed. She expressed her belief the proposed amendment is in direct contradiction to the assurances and promises made to the GVNA about the proposed and referred to transcript language about comments made regarding the Galloway Policy. Ms. Huscher noted the proposed does not fit into the Galloway Plan. She asked for City Council to oppose the proposed.

Councilman Hosmer asked what GVNA stands for and if she is representing them.

Ms. Huscher noted GVNA stands for the Galloway Village Neighborhood Association and noted she is Treasurer.

Councilman Hosmer asked how many members are in the GVNA, and how many are in opposition to the proposed.

Ms. Huscher noted there are approximately 100 paid members at this time; however, the online neighborhood page has approximately 1,011 subscribers. She estimated most of the 100 paid members of GVNA are opposed to the proposed, but does not know how many online page subscribers would be opposed.

Marcie Kirkup spoke in opposition of the proposed. She noted she is a member of the GVNA Board of Directors. Ms. Kirkup thanked the City Councilmembers who have expressed interest in listening to the citizen concerns about the proposed. She discussed her belief the proposed amendment does not deal with the concerns that



have been expressed by the citizens. Ms. Kirkup expressed her opinion the proposed may become convoluted during the platting process if the proposed is approved, and accountability is needed. She asked for City Council to oppose the proposed.

Bart Huscher spoke in opposition of the proposed. He noted he lives directly north of the proposed. He noted the proposed amendment does not address the concerns expressed by the citizens and would remove mature trees within the area, which should not be removed. Mr. Huscher expressed his belief the proposed will create further flooding issues within the area and does not comply with the Galloway Policy. He also asked that a more reasonable development be proposed, which will comply with the Galloway Policy. He asked for City Council to oppose the proposed.

Jerry Pollock spoke in opposition of the proposed. He expressed his opinion the reduction in height is not very much and does not believe the developer has made enough modifications for the proposed to help address the concerns expressed by the citizens and does not follow the Galloway Policy. Mr. Pollock also discussed his belief the proposed may become complex and difficult to follow during the platting process if the proposed is approved. He expressed his opinion this area should be protected for future generations. He asked for City Council to oppose the proposed.

Jeff Hames spoke in opposition of the proposed. He noted he lives directly south of the proposed and has lived there approximately 30 years. Mr. Hames expressed his belief he will be directly affected by the proposed. He reported he has not been contacted by either the developer or the City's planners about how the proposed will directly affect his property.

Brook Villa spoke in support of the proposed. She noted she was born and raised in Springfield, went to school here, and is in her 6<sup>th</sup> year of teaching. Ms. Villa noted she believes the developer has listened to the citizens and the proposed will support and promote growth in this area for future generations to enjoy. She asked for City Council to support the proposed.

There being no additional speakers at tonight's meeting, the public hearing will be continued on the amendment only to the September 21, 2020 meeting.

**Southwest  
Wastewater  
Treatment Plant -  
Administrative and  
Maintenance  
Facility  
Improvement**

Sponsor: Fisk. Council Bill 2020-199.

A special ordinance approving the plans and specifications for Project #06-0061 Southwest Wastewater Treatment Plant - Administrative and Maintenance Facility Improvement; accepting the bid of Mechanical Services, Inc., d/b/a MSI Constructors, in the amount of \$675,700.00 for construction and oversight; authorizing the City Manager, or his designee, to enter into an agreement with such bidder; and approving a budget adjustment to amend the Fiscal Year 2020-2021 Budget for the Department of Environmental Services in the amount of \$743,270.00 by appropriating retained earnings of the Clean Water Enterprise Fund.

Mayor McClure noted public hearing was held on August 24, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-199. Special ordinance 27383 was approved by the following roll call vote: Ayes: McGull, Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, and McClure. Nays: None. Absent: None. Abstain: None.

**Battery Back-ups  
for Traffic Signals**

Sponsor: Hosmer. Council Bill 2020-200.

A special ordinance authorizing the City Manager, or his designee, to enter into a Surface Transportation Program-Urban Program Agreement with the Missouri Highways and Transportation Commission; and amending the budget of the Department of Public Works for Fiscal Year 2020-2021, in the amount of \$640,000.00, for the purpose of appropriating federal funds to be used in purchasing battery back-ups for traffic signals.

Mayor McClure noted public hearing was held on August 24, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-200. Special ordinance 27384 was approved by the following roll call vote: Ayes: Simpson, Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, and McClure. Nays: None. Absent: None. Abstain: None.

**Easement at South  
Campbell Avenue  
and West Republic  
Road**

Sponsor: Lear. Council Bill 2020-201.

A special ordinance declaring the necessity of condemning right(s)-of-way for construction and permanent easements over, under, and through the properties herein described and generally located near the intersection of South Campbell Avenue and West Republic Road in the City of Springfield, Missouri, including 4101 and 4222 South Campbell Avenue, for the purpose of completing City Project #2015PW0077WTE, funded through the 1/8-Cent Capital Improvement Sales Tax, MoDot Cost-Share and federal funds; and authorizing certain officers, or their designees, to do all things necessary to carry out the terms of this Ordinance.

Mayor McClure noted public hearing was held on August 24, 2020 on the proposed and it is now in front of City Council for consideration. He asked for questions or comments from members of City Council.

There being no questions or comments, Mayor McClure called for a roll call vote.

City Council Bill 2020-201. Special ordinance 27385 was approved by the following roll call vote: Ayes: Schilling, Ferguson, Fisk, Hosmer, Ollis, Lear, McGull, Simpson, and McClure. Nays: None. Absent: None. Abstain: None.

**The following bill appeared on the agenda under Resolutions.**

**Short-Term Rental  
Type 2 Permit for  
1902 East Monroe  
Terrace**

Sponsor: McGull. Council Bill 2020-206.

A resolution granting a Short-Term Rental Type 2 Permit for the property generally located at 1902 East Monroe Terrace, for the purpose of allowing the establishment of a Short-Term Rental Type 2 pursuant to Section 36-473 of the Zoning Ordinance.

Mary Lilly Smith, Planning and Development Director, provided a brief overview of the proposed. She explained for Short-Term Rental Type 2 the following requirements must be met: rented for periods of less than 30 consecutive days; is not owner-occupied or is owner-occupied and rented for more than 95 days in a calendar year; the property is located within R-SF or R-TH zoning district; a 500-foot notification and neighborhood meeting at the proposed STR or in the immediate vicinity; an affidavit signed by 55% of the adjacent property owners, including those adjoining and immediately across the street; and if the signatures of at least 55% of the neighboring property owners cannot be secured the applicant must apply to the City Council to obtain a resolution granting the STR Type 2 permit. Ms. Smith noted the City waived the neighborhood meeting requirement due to COVID-19; however, the applicant did mail 85 notices to property owners within 50 feet. She added the applicant only acquired 1 of 6 required signatures or 17%.

Councilman McGull asked for clarification on how the applicant mailed the 85 notices sent out (i.e. Standard mail, certified mail, etc.)

Ms. Smith noted the City only requires standard mail for mailing notices to property owners. Ms. Smith noted the applicant is available to answer any questions posed by City Council.

Councilman Hosmer asked if City staff has any recommendations for the proposed. Ms. Smith noted City staff has not made a recommendation regarding approving or denying the proposed.

An opportunity was given for citizens to express their views.

Shannon Deckard, the applicant, spoke in favor of the proposed.

Councilman Lear asked if the five remaining required signatures were just non-responsive.

Ms. Deckard explained only one out of the six responded back. She noted the six were sent certified mail, so they received the notice.

Councilman Lear asked if the notices sent were to individual owners or limited liability corporations (LLCs).

Ms. Deckard noted some properties are owned by individuals, while other are owned by LLCs, some of which are located out of state.

Councilman McGull asked if the 85 notices were sent via certified or standard mail.

Ms. Deckard answered the 85 notices were sent standard mail.

There being no additional speakers, the public hearing was declared closed.

Councilman Hosmer asked for clarification from City staff if the five remaining non-responsive notices are deemed as affirmative by the City.

Ms. Smith stated no. She noted a signed affidavit is required by the City, and it takes 55% of the adjacent property owners, including those adjoining and immediately across the street for approval.

Councilman Hosmer expressed his opposition for the proposed. He noted the proper number of signatures have not been received.

Mayor McClure asked if an ordinance change would be required to treat non-responsive notices as being an affirmative response by the property owners adjoining and immediately across the street from a proposed Short-Term Rental request.

Ms. Smith answered affirmatively.

Councilman McGull expressed his opposition to the proposed. He expressed his belief the ordinance should be changed to clarify the language about non-responsive notices.

Councilman Simpson expressed his belief the issue of a possible change to clarify the language about non-responsive notices is needed. He noted his support for the proposed.

Councilman Lear expressed his opinion the language should be clarified regarding non-responsive notices in the future. He noted his support for the proposed.

Councilman Hosmer asked what proof does the applicant show the City, such as certified mail, that notices were sent.

Ms. Smith reiterated the City does not require notices to be sent by certified mail, and the applicant of the proposed volunteered to send the six notices via certified mail. She noted the City requires the applicant to sign an affidavit for the City that he or she sent out the notices.

Councilman Hosmer asked if requiring certified mail for the notices should be considered, so there is a record versus standard mailing.

Councilman Ollis asked how the notice language is written.

Ms. Smith responded the language for the notice asks for a yes or not to be checked regarding the request.

Councilman Ollis expressed his opinion the process and language regarding STRs should be reviewed. He added if notices are not received back, these should be removed from the percentage required.

Councilman Simpson voiced his support regarding possibly simplifying the language to a yes or no check box regarding the notices for the STR requests.

Councilwoman Ferguson expressed her support for the proposed. She also expressed her belief City Council should consider reviewing the ordinance language for possible modification.

Mayor McClure asked Jason Gage, City Manager, to schedule a luncheon meeting to discuss the issue of STRs (i.e. language of notices and how these are received, etc.) Mr. Gage answered affirmatively.

There being no further questions or comments from City Council members, Mayor McClure called for a roll call vote.

City Council Bill 2020-206. Resolution 10522 was approved by the following roll call vote: Ayes: Ferguson, Fisk, Ollis, Lear, Simpson, Schilling, and McClure. Nays: Hosmer and McGull. Absent: None. Abstain: None.

## **EMERGENCY BILLS**

## **PUBLIC IMPROVEMENTS**

## **GRANTS**

## **AMENDED BILLS**

## **PUBLIC HEARING**

**The following bills appeared on the agenda under First Reading Bills.**

### **Condemning right of way - Hunt Branch Trunk Sewer Project**

Sponsor: Lear. Council Bill 2020-207.

A special ordinance amending Special Ordinance 27371, which declared the necessity of condemning right-of-way for the purpose of constructing and maintaining sanitary sewers in the Hunt Branch Trunk Sewer Project, to correct the legal description of a sanitary sewer easement.

Errin Kemper, Environmental Services Director, provided a brief overview of the proposed. He noted at the August 10, 2020, City Council meeting, City Council

adopted Special Ordinance 27371 declaring the necessity of condemning right-of-way for the purpose of constructing and maintaining sanitary sewers in the Hunt Branch Trunk Sewer Project, #5PPW5716; however, the legal description that was contained this Special Ordinance 27371 needs to be corrected.

There were no questions posed by the City Council.

An opportunity was given for citizens to express their views. There being no speakers, the public hearing was declared closed.

**City Utilities' FY  
2021 Annual  
Operating Budget**

Sponsor: Hosmer. Council Bill 2020-208.

A special ordinance approving the City Utilities' Fiscal Year 2021 Annual Operating Budget for its Fiscal Year ending September 30, 2021.

Denise Silvey, Board of Public Utilities Chairwoman, provided a brief overview of the proposed. She noted the proposed does not include any base rate increases, but does include a strong focus on infrastructure with the largest initiative including the expansion of SpringNet fiber optic network for broadband high-speed internet service within the Community.

Mayor McClure noted a joint study session with held with City Council, Board of Public Utilities, and City Utilities (CU) on August 13, 2020 regarding CU's proposed Fiscal Year (FY) 2021 Annual Operating Budget.

Amy Derdall, City Utilities of Springfield Associate General Manager-Chief Financial Officer, continued to provide a brief overview of the proposed. She reiterated the proposed does not include any base rate increases.

Ms. Derdall explained CU is projecting natural gas prices to remain relatively consistent with a possible modest increase in the future. She noted CU has an approximately 42% renewable energy portfolio, which far surpasses the 15% requirement by the Public Service Commission for investor owned utilities. Ms. Derdall added if pricing points change, CU will be mindful to customers regarding communication plans for any possible rate increases pertaining to natural gas if needed in the future. Ms. Derdall outlined receipts, expenditures, disbursement authority, and community services.

Councilman Lear commended CU for their dedicated service to the Community, particularly the approximate 42% renewable energy portfolio.

Gary Gibson, CU General Manager, was also available to respond to any questions posed by the City Council.

Councilman Lear asked for clarification on what is the greatest barrier for CU in possibly increasing the portfolio percentage for renewable energy. Mr. Gibson explained the physical location where CU is located within the country and the transition system are the greatest barriers hindering CU for increasing the

percentage for renewable energy. He noted CU is looking at possible transmission investment efforts in trying to increase CU's renewable energy portfolio percentage, as well as possible partnerships within the Southwest Power Pool for renewable energy transmission efforts (i.e. wind transmission, etc.) for the future.

Mayor McClure asked how much of a percentage increase pertaining to renewable energy could occur while CU could still maintain reliable and affordable services within the Community.

Mr. Gibson explained reliability and affordability are important to CU. He expressed his opinion CU believes by investing in additional renewable energy sources, this will keep utility operations for future generations. He noted many other publicly owned utilities are either barely meeting or below the required 15% by the Public Service Commission at this time. Mr. Gibson noted as CU works on their Integrated Resource Plan for the future, CU will be making some adjustments regarding power facility improvements in the future, such as a possible retirement of a coal unit at the John Twitty Energy Center towards the end of the decade. He noted he is proud of CU's approximate 42% renewable energy portfolio, but believes CU can increase their renewable energy portfolio to at least 50% while still maintaining reliability and affordability to the community in the future.

Mayor McClure asked for clarification how much of a reliable traditional power backup is required by the Southwest Power Pool at this time.

Mr. Gibson noted a thermal energy via a natural gas backup is needed. He noted wind energy for the Southwest Power Pool has set some records this past year with record number of wind gusts for generating wind energy.

Councilman Simpson and Councilman Hosmer also commended CU for the dedicated efforts regarding their renewable energy portfolio, as well as their dedicated service to the community, highlighting transit services and the SpringNet fiber option infrastructure project for highspeed broadband service project.

Councilman Hosmer noted CU offers affordable utility rates and service to the Community, noting they are some of the lowest rates in the country.

Councilman Hosmer asked if CU would help the City possibly find ways to help save energy costs in City facilities

Mr. Gibson answered CU is working with City staff regarding energy auditing some of the City's facilities, such as the Historic City Hall, for possible energy cost savings. He noted this would be a priority.

Mr. Gibson noted this year celebrates the 75<sup>th</sup> year anniversary of CU as a publicly owned utility.

Councilman Hosmer asked for clarification on the issue of payments in lieu of taxes (PILOTS) history and why the percentage is not consistent.

Mr. Gibson noted in approximately 1957, the City purchased the water company, which is now under CU. He explained when the bonds were paid off in 2007, CU and the City worked to institute a 4% PILOT for water. Mr. Gibson explained he does not know a lot of about the PILOT history and deferred to Mayor McClure.

Mayor McClure explained when the water utility was purchased, the books between the water and CU were kept separately for years.

Council Ollis commended CU for their dedicated service to the community and expressed his opinion the community is very fortunate to have CU.

Councilman Schilling asked for clarification on the SpringNet fiber optic for broadband high-speed service project within the community.

Mr. Gibson noted CU continues to actively work on the SpringNet fiber optic for broadband high-speed internet service project. He explained there are approximately seven areas within the community being worked on for the SpringNet fiber optic project. Mr. Gibson noted the tree trimming has been conducted and the make ready work for the project has been completed in one of the seven areas at this time. Mr. Gibson noted several customers within one area have already been working with Century Link for the high-speed internet access. He added over 100 customers have been signed-up and the high-speed internet service testing is being conducted to make sure it is operational and working properly. Mr. Gibson explained four other areas are currently being worked on with tree trimming or cutting and ready work at this time. He noted \$37.4 million has been spent on the SpringNet fiber optic broadband high-speed project and the project is moving forward.

Councilwoman Ferguson commended CU for their dedicated service to the Community, particularly in Zone 1 regarding broadband high-speed internet.

Councilwoman Ferguson asked when the broadband high-speed internet would be marketed for all the seven areas.

Mr. Gibson noted CU is only providing the infrastructure service regarding the fiber options for the broadband high-speed internet for the vendors, such as Century Link, who will be providing the service to the customers. He noted it will be up to the vendors on when the marketing of this service will be conducted.

An opportunity was given for citizens to express their views. There being no speakers, the public hearing was declared closed.

At approximately 9:00 p.m., Mayor McClure noted the City Council meeting will stand in recess until approximately 9:15 p.m.

At approximately 9:15 p.m., Mayor McClure reconvened the City Council meeting.



**Intergovernmental Agreement with Springfield R-12 Schools – Crossing Guard Program**

Sponsor: Ollis. Council Bill 2020-209.

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement between the City of Springfield and the School District of Springfield R-12 to share the costs of a third-party vendor to operate a school crossing guard program inside the city limits of Springfield.

Collin Quigley, Deputy City Manager, provided a brief overview of the proposed. He explained the City and R-12 jointly entered into an Intragovernmental Agreement (IGA) to share the costs of the third-party vendor for crossing guard services in 2014; however, the contract and its extensions have now expired. Mr. Quigley noted the IGA will run from July 1, 2020, through June 30, 2021, with the option for four one-year renewals, which is the same as the contract the City entered into with the vendor.

There were no questions posed by the City Council.

An opportunity was given for citizens to express their views. There being no speakers, the public hearing was declared closed.

**Schedule of Equipment No. 2 – Part of Existing Master Equipment Lease Purchase Agreement**

Sponsor: Lear. Council Bill 2020-210.

A special ordinance authorizing the City Manager, or his designee, to enter into Schedule of Equipment No. 2, which will become a part of its existing Master Equipment Lease Purchase Agreement, the proceeds of which will be used to pay the costs of acquiring equipment for the City's Information Technology Department, including upgrades to the server room, including mechanical, electrical and plumbing equipment and improvements necessary for proper installation and operation of such equipment, to do all things necessary to carry out the lease-purchase transaction, including the execution of certain documents in connection therewith; and amending the budget of the City for Fiscal Year 2020-2021 in the amount of \$373,817.

David Holtmann, Finance Director, provided a brief overview of the proposed. He explained the City has utilized a master lease agreement over the last several years as a low-cost means of acquiring capital equipment. This financing mechanism has allowed the City to acquire much-needed capital equipment at a very favorable interest rate with a financing term of five years. At the end of the five-year period, the City will own the equipment. Mr. Holtmann noted the proceeds of Schedule of Equipment Number 2 will be used to purchase equipment consisting of hardware and software improvements to the City's Information Technology Department including upgrades to the server room, including mechanical, electrical and plumbing equipment and improvements necessary for proper installation and operation of the Equipment. Mr. Holtmann noted transaction will be financed by Central Bank of the Ozarks under the existing Master Equipment Lease Purchase Agreement and the interest rate on this transaction is approximately 2.48%. He added this is a five-year financing with quarterly payments. Mr. Holtmann reported the City will have its server rooms located at City owned facilities as opposed to utilizing a rental area at an offsite facility for server space.

Councilman Simpson asked for clarification on the preparation work needed for the onsite server room facilities improvements at the City, as well as the distribution costs comparison regarding on-premise data storage as opposed to off-sit data storage.

Mr. Holtmann noted he is unable to address this at this time, and noted Neil Slagle, who is the Information Systems Director, would need to provide this information.

An opportunity was given for citizens to express their views. There being no speakers, the public hearing was declared closed.

**Salary Ordinance –  
“Director of  
Diversity &  
Inclusion”**

Sponsor: McClure. Council Bill 2020-211.

A general ordinance amending Chapter 2, Section 2-92 of the Springfield City Code, known as the ‘Salary Ordinance,’ for the purpose of adding one new job title of ‘Director of Diversity & Inclusion’ to the Department Head Series (“DHS”) salary schedule and one full-time equivalent position to the City Manager’s Office; and by amending the Fiscal Year 2020-2021 budget of the City to adjust the authorized employee positions in the City Manager’s Office and to fund the position.

Darla Morrison, Human Resources Director, provided a brief overview of the proposed. She explained additional needs and demands in the area of diversity and inclusion continue to be a high priority for the City, and the City is committed to a diverse workforce which is a core value to the City as an organization. Ms. Morrison noted many City departments participate in diversity initiatives and it has become clear that as an organization, there is a need to have a leadership team position dedicated to leading diversity and inclusion initiatives at the City. She added the City realizes the value and benefit of emphasizing diversity and inclusion and what it offers to the City and the broader Community. Ms. Morrison noted the proposed position will lead the development and implementation of the City’s proactive diversity, equity and inclusion efforts and initiatives in support of the City’s priorities. She added this position will work collaboratively with the City’s Leadership Team to provide advisement, coaching, training and expertise to staff and the City’s Leadership Team on issues related to policies, procedures, best practices, and applicable laws related to diversity, equity and inclusion. Ms. Morrison noted this position will work closely with the City Manager’s Office, Leadership Team members, community members, and other stakeholders to champion the importance and value of a diverse and inclusive organization at the City. She noted they will work to identify and build partnerships and relationships with external organizations, as well as internal employees, through active collaboration on initiatives and strategies. Ms. Morrison explained the funding for the proposed would result in an increase in costs projected to be at \$120,000 for full-year salary and benefits with an additional \$30,000 for full-year non-personnel related office and operating expenses for a total annual cost projected of \$150,000. Given the position is planned to be filled and in place mid-fiscal year, the projected first year costs are \$75,000. Additionally, since this position will serve as an internal service function, funding for the position will be allocated from City departments cost sharing as reflected in the attached budget adjustment. She noted her support for the proposed.

Jason Gage, City Manager, expressed his support for the proposed. He reiterated the City is committed to a diverse workforce as a core value for the organization. Mr. Gage noted the City currently offers a diversity training internship program for students and offers diversity and inclusion training programs for Leadership Team members and City staff. He noted due to the City being a large organization, a position is needed to help lead the development and implementation of the City's proactive diversity, equity, and inclusion efforts and initiatives in support of the City's priorities. Mr. Gage noted the proposed was going to be introduced pre-COVID19; however, it was delayed due to the COVID-19 pandemic. Mr. Gage noted the primary responsibility of the proposed is to help provide leadership and guidance to the City's organization. He reiterated the proposed would work with community members, and other stakeholders, such as the Mayor's Commission on Human Rights and Human Relations, to champion the importance and value of a diverse and inclusive organization at the City.

Mayor McClure expressed his appreciation to City staff for the proposed. Mayor McClure briefly discussed the death of George Floyd and issues of public safety. He noted a City Council retreat will possibly be held in November 2020. Mayor McClure expressed his belief a resolution should be drafted to form a Committee of the Whole to conduct some listening tours and meeting sessions, to receive input from the community about the issues of public safety, diversity, and inclusion within the community before the upcoming City Council retreat. He suggested a draft resolution be on the upcoming September 21, 2020 City Council meeting agenda for consideration.

Councilman Lear, Councilman Simpson, and Councilman McGull expressed their support for the proposed, as well as a possible listening tours and draft resolution. They thanked City staff for the proposed.

An opportunity was given for citizens to express their views.

Written comments were submitted regarding City Council Bill 2020-211 from Mia Jones, United Community Change. Ms. Jones express concern regarding the proposed. She asked why the City decided to move forward with a solution provided not having at all explained the details or specifics that it would bring to the issues United Community Change are fighting to resolve. She asked City Council to table this bill, so the proper individuals can feel included in the decisions that are supposedly being put in place to assist with their efforts regarding the issues of inclusion, diversity training, transparency, and accountability.

There being no speakers, the public hearing was declared closed.

## **Chapter 74 "Nuisance and Housing Code"**

Sponsor: Ferguson. Council Bill 2020-212.

A general ordinance amending the Springfield City Code, Chapter 74, 'Nuisance and Housing Code,' Article VII, 'Nuisances,' Division 2, 'Weeds and other rank vegetation,' Section 74-404, 'Permitting growth of weeds over seven inches in height,' by adding a minimum fine for repeated violations.

Maurice Jones, Deputy City Manager, provided a brief overview of the proposed. He noted the proposed would set mandatory fine amounts for persons who permit the growth of weeds over seven inches in height three or more times for the same piece of property in the same calendar year. Mr. Jones explained Senate Bill 572, as codified in RSMo Sec. 479.353, capped the amount of fines plus court costs for this type of offense at \$350 for the third offense in the same calendar year and at \$450 for the fourth offense in the same calendar year. He noted to comply with the restrictions of Senate Bill 572, the proposed sets the fine amount at \$350 minus current court costs for a third offense in the same calendar year and at \$450 minus current court costs for the fourth and subsequent offenses in the same calendar year. He added the proposed would not allow a judge to suspend imposition of sentence or to suspend execution of the fine for third and subsequent violations.

There were no questions posed by the City Council.

An opportunity was given for citizens to express their views. There being no speakers, the public hearing was declared closed.

### **PETITIONS, REMOISTRANCES AND COMMUNICATIONS**

Justin Schwartz spoke about the City's masking requirements. He noted he is a City resident and is a retired combat veteran. He expressed his opinion the City's ordinance regarding masking doesn't have any teeth to it and really does not know what the objective of it is. Mr. Schwartz expressed his belief the ordinance should be reviewed and if masking is reviewed by the City, it should be written in a way it can be enforced if the objective is to protect individuals within the community.

Cary Wells did not appear to address the City Council.

Michael Hasty spoke about the City's masking requirements. He questioned the matrix being utilized by the City staff regarding the COVID-19 pandemic. He also discussed the issue of long-term care facilities and asked about the measures being utilized to help protect these residents, since many of the individuals passing away from COVID-19 are elderly with compromised immune systems. Mr. Hasty expressed his belief the City's masking requirements are unconstitutional and interfere with his civil liberties. He also noted he would like information on where the CARES ACT monies are being distributed locally. Mr. Hasty noted he recently sent correspondence to the City Council, and thanked Councilman Ollis for being the only one respond.

Carl Hawn spoke about the City's masking requirements. He noted when the City's masking requirements were approved a few months ago, the citizens were informed the numbers would drop; however, the numbers are increasing per the City's dashboard regarding COVID-19 not decreasing. Mr. Hawn stated he wants to know when the numbers are going to drop.

Lisa Meeks spoke about the City's masking requirements and COVID-19. She noted she has been a local resident over 17 years and loves the area; however, she expressed her opinion City Council should represent the citizens and not be against them. She

noted she has a medical condition due to a chemical exposure and is unable to utilize a mask due. Ms. Meeks asked if masking was going to be continued forever. She asked that the masking mandate stop to protect our freedoms, and if City Council did not want to do this, she suggested they step down, so someone else could take their place to help protect freedoms.

Heather Dietz spoke about COVID-19, the City's response to the COVID-19, and the City's masking requirements. She noted she is outraged at City Council's response and detrimental actions, which she believes is dehumanizing citizens. Ms. Dietz expressed her opinion we should celebrate having only 39 alleged deaths in Greene County as opposed to constraining citizens' personal freedoms by using fear tactics and passing laws telling individuals and businesses how they can conduct themselves. Ms. Dietz expressed her belief wearing a mask causes adverse effects to an individual's health. She expressed her opinion City Council was elected to represent the citizens and not their own personal interests and should protect everyone's freedoms. Ms. Dietz expressed she does not wear a mask, attends social gatherings, and does not social distance when she is out in public, but does wash her hands. Ms. Dietz also posed a list of questions to City Council regarding the mask ordinance.

Councilman Hosmer asked for clarification on how many deaths need to occur regarding the COVID-19 pandemic, as well as her noting 39 alleged deaths.

Ms. Dietz expressed her opinion that less than 1% of the population has died from COVID-19 within Greene County, and doesn't believe this constitutes imposing regulations for masking upon the citizens. She stated there have been other illnesses that have caused more deaths within Greene County and this does not make sense. Ms. Dietz expressed her opinion it is possible the City, Greene County, and the local hospitals are lying about the number of deaths and statistics regarding COVID-19 within Greene County, and these should be investigated.

Councilman Simpson asked for clarification if she does not wear a mask and does not social distance while attending social gatherings in public, how does she protect herself and others, who may be immune compromised, while being out in public.

Ms. Dietz explained she does not try to get close to individuals at the grocery store and does not cough on or around anyone out in public. She stated if individuals are immune compromised or have health issues they should stay home.

Dr. Kenneth Spangler spoke about the City's masking requirements. He noted he is a board-certified physician and expressed his opinion against the City's masking requirements. Dr. Spangler explained he believes masking causes more harm than good for individuals regarding the COVID-19 pandemic. He noted he has reviewed several studies that have been conducted regarding the issue of masking and the inability for masks to make a difference. He expressed his belief a mask does not protect individuals. Dr. Spangler noted the City's masking requirement was implemented a few months ago; however, COVID-19 cases are increasing. He expressed his belief masking does not seem to be working. He asked City Council to please rescind the masking requirements and restore our right to a normal life.

Councilman Lear asked if masking does not work, then why did the White House Coronavirus Task Force recommend to the State of Missouri a masking requirement should be implemented since the State has been deemed a red zone.

Dr. Spangler expressed his belief politics are why the White House Coronavirus Task Force recommended the State implement a masking requirement.

Councilman Simpson referred to other research conducted, such as from the Greene County Medical Association and the American Medical Association etc., supporting the issue of masking to help mitigate the spread of COVID-19.

Dr. Spangler noted he would provide the research he has found and is referring to for City Council's review. He stated he is retired and is beholden to no one and believes some of the research available supporting the issue of masking is politically motivated.

Kevin Day did not appear to address the City Council.

Amber Neil spoke about the City's masking requirements. She noted she is a resident of Springfield and resides in Councilman Schilling's zone. Ms. Neil expressed her opposition to the City's masking requirements and believes it is an overreach of our freedoms. She expressed her belief masking does not work, and masking children, who are minors, is dangerous. Ms. Neil expressed her opinion it is wrong and unwarranted that businesses, churches, or individuals can receive citations from the City for not complying with the masking requirements.

Melissa Wells did not appear to address the City Council.

Melanie Taylor spoke about the City's masking requirements. She expressed her opinion that masking was ineffective, and the cases seem to be increasing as opposed to decreasing within Greene County. Ms. Taylor explained individuals are sacrificing their physical, social, and mental health for the masking requirement.

Dean Taylor spoke about COVID-19 and the City's masking requirements. He noted he resides in Republic, MO. He expressed his opinion about religious freedoms and the issue of government controls and interference. Mr. Taylor stated we should follow Idaho's example, and end the state of emergency regarding the COVID-19 pandemic. Mr. Taylor also asked why Tim Havens could speak about citizens in the way he spoke last City Council meeting without a City Council member stepping in to stop his offensive and derogatory comments.

Marla Lucas spoke about COVID-19 and the City's masking requirements. She noted she is a radio show host. Ms. Lucas briefly discussed she contracted COVID-19 and recovered approximately one month ago. She noted she is also a survivor of breast cancer. Ms. Lucas noted she feels others shame and overreact to her, because she had COVID-19 and recovered. She expressed her opinion the City's masking requirements are an overreaction, and asked City Council to rescind the masking requirements.

AJ Karlsson spoke about City's masking requirements. He noted he was born in Sweden and moved to the United State to get away from government control. Mr. Karlsson expressed his belief it is becoming a New World Order regarding the government telling everyone what he or she can and cannot do or say. He asked City Council to remove the masking requirements and noted he believes it is making people sick. Mr. Karlsson read 2<sup>nd</sup> Chronicles 7:14 from the *Bible*. He expressed his opinion he believes masking is politically motivated.

Meike Aton spoke about City's masking requirements. She noted she currently lives in Rogersville, but has a business located in Springfield. Ms. Aton noted she grew up in post Nazi, Germany, so she has a unique perspective. She explained her belief fear was utilized in Nazi, Germany to make individuals compliant, so government control could take place. Ms. Aton expressed her opinion some similar tactics used during Nazi, Germany are beginning to occur now within this Country and society, such as policing individuals for not wearing a mask. She expressed her opinion masking should be a recommendation as opposed to a mandate, which will help prevent the snitching or policing of others, as well as will take away the fear of those not wearing a mask. Ms. Aton added a recommendation may even help with compliance for masking.

Seth Brooks spoke about the City's masking requirements.

Marc Falmer spoke about City's masking requirements. He asked, does the rejection of wearing a mask meet the criteria for civil disobedience, and referred to *Bible* scripture from Daniel, Chapter 3, as well as from 1<sup>st</sup> Peter, Chapter 2. Mr. Falmer continued to quote or referred to additional scriptures from the *Bible*. He expressed his belief the masking requirements and social distancing are unbiblical and should be rejected.

Written comments were submitted from Kimberly Woodman regarding the issue of Police Reform. She expressed her opinion about why Police Reform is needed. Ms. Woodward also referred to an article written about an incident a couple of years ago about local officers pulling their guns on a black couple that had been pulled over for speeding. She expressed her belief our city is at a critical point, and our choices will shape our future, our choices are our circumstances.

Councilman Simpson asked if City staff could check to see if Dr. Trotman, who is a local leading infectious disease specialist, could come and speak to the City Council either at a luncheon or during a meeting to discuss the issue of transmission and the recent COVID-19 case growth within the community.

Jason Gage, City Manager, answered affirmatively.

**The following item appeared on the agenda under New Business.**

**Recommended**

The City Manager recommends the following appointment to the Art Museum Board: Cheryl Hom with term to expire June 1, 2023.

**Recommended**

The City Manager recommends the following reappointments to the Art Museum Board: Alia Lee and Tiffany Brunner with terms to expire June 1, 2023.

As per RSMo. 109.230 (4), City records that are on file in the City Clerk's office and have met the retention schedule will be destroyed in compliance with the guidelines established by the Secretary of State's office.

**UNFINISHED BUSINESS****MISCELLANEOUS****The following bills appeared on the agenda under Consent Agenda First Reading Bills.****Preliminary Plat of  
Westgate  
Subdivision, 4202  
West Kearney Street**

Sponsor: Ferguson. Council Bill 2020-213.

A special ordinance authorizing the Director of Planning and Development to accept the dedication of public streets and easements to the City of Springfield, Missouri, as shown on the Preliminary Plat of Westgate Subdivision, generally located at 4202 West Kearney Street, upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with all the terms of this Ordinance. (Staff recommends that City Council accept the public streets and easements.) (By: Parrish Land & Development, LLC and ARMA Development, LLC; 1202 West Kearney Street; Preliminary Plat of Westgate Subdivision.)

**CONSENT AGENDA ONE READING BILLS****The following bills appeared on the agenda under Consent Agenda Second Reading Bills.****Intergovernmental  
Agreement with the  
City of Nixa**

Sponsor: Fisk. Council Bill 2020-202.

A special ordinance authorizing the City Manager, or his designee, to modify an Intergovernmental Agreement with the City of Nixa, Missouri, modifying the terms of the existing consolidated Police Records Management System agreement.

City Council Bill 2020-202. Special ordinance 27386 was approved by the following roll call vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk, and McClure. Nays: None. Absent: None. Abstain: None.

**Intergovernmental  
Agreement with the  
City of Republic**

Sponsor: Hosmer. Council Bill 2020-203.

A special ordinance authorizing the City Manager, or his designee, to modify an Intergovernmental Agreement with the City of Republic, Missouri, relating to the use of a consolidated Police Records Management System agreement.



City Council Bill 2020-203. Special ordinance 27387 was approved by the following roll call vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk, and McClure. Nays: None. Absent: None. Abstain: None.

**Intergovernmental Agreement with the Springfield R-XII School District**

Sponsor: Lear. Council Bill 2020-204.

A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement with the Springfield R-XII School District, for the use of a consolidated Police Records Management System.

City Council Bill 2020-204. Special ordinance 27388 was approved by the following roll call vote: Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Ferguson, Fisk, and McClure. Nays: None. Absent: None. Abstain: None.

**Recommended**

The Mayor recommends the following appointment the Springfield Convention and Visitors Bureau, Inc. Board: Tim Rosenbury with term to expire January 1, 2022.

**END OF CONSENT AGENGA**

**Motion to Adjourn**

Councilman McGull moved to Adjourn. Councilman Lear seconded the motion, and it was approved by the following vote. Ayes: Hosmer, Ollis, Lear, McGull, Simpson, Schilling, Fisk, and McClure. Nays: Ferguson. Absent: None. Abstain: None. The meeting adjourned at approximately 11:15 p.m.

Prepared by  
Anita Baker

Anita J. Cotter, CMC/MRCC  
City Clerk